

THE HONORABLE RONALD B. LEIGHTON

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT TACOMA**

METROPOLITAN CASUALTY  
INSURANCE COMPANY,

Plaintiff,

vs.

RANDY SUTHERBY and his wife, DEBBIE  
SUTHERBY, and the marital community  
composed thereof; LISA BUTCHER and E.K.,  
a minor,

Defendants.

NO. 3:09-cv-05387-RBL

DECLARATORY JUDGMENT AS TO  
DEFENDANT LISA BUTCHER AND  
HER DAUGHTER E.K., A MINOR,  
BASED ON DEFAULT

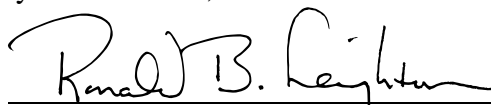
THIS MATTER having come on for hearing upon plaintiff's motion for entry of default and default judgment; the court having previously entered its order for entry of default against defendants Lisa Butcher, and her daughter E.K., a minor, the court issues judgment for the relief requested in the complaint for declaratory judgment against defendants Lisa Butcher, and her daughter, E.K., as follows:

[PROPOSED] DECLARATORY JUDGMENT AS TO DEFENDANT  
LISA BUTCHER AND HER DAUGHTER E.K., A MINOR, BASED ON  
DEFAULT - 1

1           1.       The court declares that Metropolitan Casualty Insurance Company has no duty  
2 to indemnify Randy Sutherby or Debbie Sutherby from any judgment entered in *Lisa*  
3 *Butcher, et. al. v. Randy Sutherby, et. al.*, Grays Harbor County Cause No. 09-2-00342-1, or  
4 from any settlement of any claims pleaded in that lawsuit; and

5           2.       The court declares that Metropolitan Casualty Insurance Company has no duty  
6 to defend Randy Sutherby or Debbie Sutherby from any claims pleaded in *Lisa Butcher, et.*  
7 *al. v. Randy Sutherby, et. al.*, Grays Harbor County Cause No. 09-2-00342-1.

8           DONE IN OPEN COURT this 10<sup>th</sup> day of December, 2010.

9 

10 RONALD B. LEIGHTON  
11 UNITED STATES DISTRICT JUDGE

12 Presented By:

13 REED McCLURE

14  
15 s/ Jason E. Vacha

16 John W. Rankin, Jr.,       WSBA #6357  
17 Jason E. Vacha,       WSBA #34069  
18 Attorneys for Plaintiff